IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

WP(C).No. 21509 of 2004(I)

PETITIONER:

SUCHINTHA HARIS, HIGHER SECONDARY
SCHOOL TEACHER (MATHEMATICS),
MALABAR CHRISTIAN COLLEGE HIGHER
SECONDARY SCHOOL, KOZHIKODE - 1.

BY ADV. SRI.BENOY THOMAS

RESPONDENTS:

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1. STATE OF KERALA, REP: BY THE SECRETARY
TO GOVERNMENT, GENERAL EDUCATIONAL DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. DIRECTOR OF HIGHER SECONDARY
EDUCATION, THIRUVANANTHAPURAM.

3. MANAGER, MALABAR CHRISTIAN COLLEGE
HIGHER SECONDARY SCHOOL, KOZHIKODE-1.

BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.C.P.SIVADASAN NAIR
GOVERNMENT PLEADER SMT.K.R.DEEPA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/03/2007, ALONG WITH WPC NO. 28103/05, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF THE APPOINTMENT ORDER OF THE PETITIONER.

EXT.P2 : TRUE COPY OF THE MSC DEGREE CERTIFICATE OF THE PETITIONER.

EXT.P2A : TRUE COPY OF THE B.ED. DEGREE CERTIFICATE OF THE PETITIONER.

EXT.P3 : TRUE COPY OF THE JUDGMENT IN O.P.NO.30925/02 DT. 24.1.2003.

EXT.P4 : TRUE COPY OF THE GOVT. ORDER GO(MS) NO.199/03/.EDN. DT. 24.7.2003.

EXT.P6 TRUE COPY OF THE SET CERTIFICATE OF THE PETITIONER.

EXT.P7 TRUE COPY OF THE APPROVAL ORDER OF THE PETITIONER DT. 21.11.2003.

TGS

KURIAN JOSEPH, J.

W.P.(C) Nos.21509/04 & 28103/05

Dated 21st March, 2007.

J U D G M E N T

Petitioners are aggrieved since their appointments are not approved with effect from their respective dates of appointment. The stand of the Directorate is that the appointments got approved only with effect from the date of passing the State Eligibility Test. According to the petitioners, the appointments originally made were owing to the non-availability of SET qualified hands and in such circumstances only, this Court in the judgment dated 23.1.2007 in W.P.(C)No.23465/05, directed the respondents to take appropriate action for approving the appointment from the date of appointment. Therefore, these writ petitions are disposed of directing the respondents to extend a similar treatment as meted out to the petitioners covered by the judgment referred to above, in case the petitioners herein also are similarly situated and in case the above judgment has become final, within one month from the date of production of a copy of the judgment along with a copy of the judgment referred to above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 21st March, 2007.